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STATE OF CALIFORNIA
NEW MOTOR VEHICLE BOARD

A G E N D A
GENERAL MEETING

Mission Inn Hotel
The Dignitaries Parlor Room
3649 Mission Inn Avenue
Riverside, California 92501
(951) 784-0300

July 19, 2017

Please note that Board action may be taken regarding any of the issues listed below. As such, if any person has an interest in any of these issues, he or she may want to attend.

The Board provides an opportunity for members of the public to comment on each agenda item before or during the discussion or consideration of the item as circumstances permit. (Gov. Code § 11125.7) However, comments by the parties or by their counsel that are made regarding any proposed decision, order, or ruling must be limited to matters contained within the administrative record of the proceedings. No other information or argument will be considered by the Board. Members of the public may not comment on such matters.

1. **10:00 a.m. -- Meeting called to order.**
2. **Roll Call.**
3. **Pledge of Allegiance.**
4. **Approval of the Minutes from the January 18, 2017, and March 15, 2017, General Meetings, and May 18, 2017, Special Meeting.**
5. **Consideration and presentation of resolution to Michael J. Flanagan, retiring dealer attorney.**

6. **Oral Presentation before the Public Members of the Board.**

CALIFORNIA NEW CAR DEALERS ASSOCIATION v. JAGUAR LAND ROVER NORTH AMERICA, LLC
Protest No. PR-2463-16

7. **Closed Executive Session deliberations.**

Pursuant to Government Code section 11126(c)(3), Vehicle Code section 3008(a), and Title 13, California Code of Regulations, sections 581 and 588, the Board convenes in closed Executive Session to deliberate the decisions reached upon the evidence introduced in proceedings that were conducted in accordance with Chapter 5 (commencing with section 11500) of Part 1 of Division 3 of Title 2 of the Government Code.

Pursuant to Government Code section 11517(c)(2), the Board could adopt the proposed decision, make technical or other minor changes, reject the proposed decision and remand the case, or reject the proposed decision and decide the case upon the record.

Consideration of Proposed Decision Following Remand.

CALIFORNIA NEW CAR DEALERS ASSOCIATION v. JAGUAR LAND ROVER NORTH AMERICA, LLC
Protest No. PR-2463-16

Consideration of the Administrative Law Judge's Proposed Decision Following Remand, by the Public Members of the Board.

8. **Open Session.**

9. **Consideration of Order vacating "Formal Request Pursuant to Vehicle Code Section 3050(c)(1) Concerning Roadtrek Motorhomes, Inc."**

MEGA RV CORP., dba MCMAHONS RV v. ROADTREK MOTORHOMES, INC.
Protest No. PR-2199-10

MEGA RV CORP., dba MCMAHONS RV v. ROADTREK MOTORHOMES, INC.
Protest No. PR-2201-10

Consideration of vacating "Formal Request Pursuant to Vehicle Code Section 3050(c)(1) Concerning Roadtrek Motorhomes, Inc." directed to George Valverde, then Director of the Department of Motor Vehicles, dated October 23, 2012, in light of Judgment on Petition for Writ of Administrative Mandamus in *Roadtrek Motorhomes, Inc. v. California New Motor Vehicle Board; Mega RV Corp. (Real Party in Interest and Respondent)*, Orange County Superior Court, Case No. 30-2013-00624042, and the Board Decisions dated March 15, 2017, setting aside and vacating the Decisions dated October 17, 2012, in Protest Nos. PR-2199-10 and

PR-2201-10, by the Public Members of the Board.

10. **Discussion and consideration of who will attend the out-of-state trips for the 1st half of fiscal year 2017-2018 that were previously approved by the Board - Executive Committee.**
11. **Consideration of nominee for the Solon C. Soteras Employee Recognition Award recipient as recommended by the Board Development Committee.**
12. **Annual discussion and consideration of the methods for determining Board fees - Fiscal Committee.**
13. **Board financial condition report for the 3rd quarter of fiscal year 2016-2017 - Fiscal Committee.**
14. **Status report concerning the Board's collection of the Arbitration Certification Programs' annual fee - Fiscal Committee.**
15. **Discussion and consideration of the Board's proposed budget for fiscal year 2017-2018 - Fiscal Committee.**
16. **Discussion regarding the 2018 New Motor Vehicle Board Industry Roundtable - Government and Industry Affairs Committee.**
17. **Consideration of the 2017 edition of the *New Motor Vehicle Board Administrative Law Judges' Benchbook* - Policy and Procedure Committee.**
18. **Discussion and consideration of an extension of time for Administrative Law Judge Wong to preside over all Mandatory Settlement Conferences - Policy and Procedure Committee.**
19. **Executive Director's Report.**
 - A. Administrative Matters.
 - B. Case Management.
 - C. Judicial Review.
 - D. Notices Filed Pursuant to Vehicle Code sections 3060/3070 and 3062/3072.
 - E. Other.
20. **Consideration of whether to request the Department of Motor Vehicles to withhold the renewal and/or suspend the existing occupational license for Reo Carts Inc. for failure to file the statutorily required schedules and formulas (Veh. Code § 3064/3065 & § 3074/3075) - Administration Committee.**
21. **Public Comment. (Gov. Code § 11125.7)**
22. **Adjournment.**

To request special accommodations for persons with disabilities at this or any future Board meeting or to request any accommodation for persons with disabilities necessary to receive agendas or materials prepared for Board meetings, please contact Holly Victor at (916) 445-1888 or Holly.Victor@NMVB.CA.GOV.